Forest Land-Thane
Diversion of 21.495 ha of Reserved and Private Forest land in favour of Small Scale Irrigation (W.C.) Division Kalwa, Thane for construction of Minor Irrigation Project at Village-Yeve, Tal. Ambernath in Thane District in the State of Maharashtra.

Government of Maharashtra

Revenue and Forest Department

Government Order No. FLD-1219/C.R.74/F-10

Mantralaya, Mumbai 400 032.

Date:- 20.06.2023.

Reference:-

1) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/NC/II/ID 12561/(62)/2135/2018-19, dt.11.02.2019.
2) Government of Maharashtra, Letter No. FLD-1219/CR-74/F-10, dt. 05.03.2019
3) Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No.FC-II/MH-105/2019-NGP/5634, dt. 22.08.2019.
4) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/Nodal/Thane/ID-12561/(62)/2216/2022-23, dt. 01.12.2022.
5) Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No.FC-II/MH-105/2019-NGP/11002, dt. 16.01.2023.
6) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/Nodal/ Thane/12561/(62)/5/2022-23, dt. 03.04.2023.

Order:-

Whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, vide letter under reference No.1 has submitted a proposal for diversion of 21.495 ha of Reserved and Private Forest land for construction of Yeve Minor Irrigation Project at Village-Yeve, Tal. Ambernath, District-Thane;

AND whereas, the State Government vide letter under reference No.2 has submitted proposal to Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur;

AND whereas, the Government of India after due consideration, vide letter under reference No.3, accorded 'In-principle' approval to divert the 21.495 ha. Forest Land for the above project under section 2 of Forest (Conservation) Act, 1980. The said approval is subject to fulfillment of certain conditions by the User Agency;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letters under reference No.4 has submitted compliance of those conditions to the Government of India;

AND whereas, the Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur, vide under reference no. 5 accorded ‘Final approval’ to divert the of 21.495 ha of Reserved and Private Forest land in favour of Small Scale Irrigation (W.C.) Division Kalwa, Thane for construction of Minor Irrigation Project at Village-Yeve, Tal. Ambernath, District-Thane under section 2 of Forest (Conservation) Act, 1980;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letter under reference No.6 has requested State Government to issue diversion order in the matter;

NOW, therefore, Government of Maharashtra hereby directs that the area of 21.495 ha consisting of Reserved Forest and Private Forest Land more specifically described in the proposal submitted vide letter under reference No. 1 and as per details given in the Schedule given below, be diverted to the User Agency, i.e. Executive Engineer, Small Scale Irrigation (W.C.) Division Kalwa, Thane for construction of Minor Irrigation Project at Village-Yeve, Tal. Ambernath, District-Thane.

The diversion shall be effected subject to the terms and conditions mentioned in the letters dated 22.08.2019 and dated 16.01.2023 of Regional Office, MoEF&CC, Nagpur. This approval for diversion of forest land is also subject to compliance of following conditions by the User Agency-

1. The User Agency shall comply with all the conditions stipulated in the ‘in-principle’ and ‘final approval’ letters of Regional Office, MoEF&CC, Nagpur, referred above. The Conservator of Forests (T), Thane shall ensure the strict compliance of the conditions by the User Agency and shall furnish the report in this regard to Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur from time to time.

2. Non-compliance of any of the conditions mentioned in Regional Office, MoEF&CC letters dated 22.08.2019 and dated 16.01.2023, in this order and Rules & Guidelines made / issued under Forest (Conservation) Act, 1980, shall amount to violation of Forest (Conservation) Act, 1980 and action would be taken accordingly.

3. In case of non-compliance of any of the above conditions, the Conservator of Forests (T), Thane shall report through the State Government to the Regional Officer (Central), Ministry of Environment, Forests & Climate Change, Government of India, Nagpur as per procedure laid down in guidelines under the Forest (Conservation) Act, 1980 .

SCHEDULE

Sr. No.	Item	Village	District	Survey No /Gut No.	Area (Ha.)	Legal Status
1	Dam Seat	Yeve	Tal-Ambernath, Dist. Thane	61	0.3861	Private Forest
				62	0.9887	Private Forest
2	Tail Channel			61	0.103	Private Forest
3	Submergence			135/ 799	14.904	Reserved Forest
				61	2.115	Private Forest
				62	2.340	Private Forest
4	Canal			61	0.0775	Private Forest
				40	0.2721	Private Forest
5	Road			61	0.059	Private Forest
6	Chowki			61	0.25	Private Forest
Total Forest land (in ha.)					**21.495**	

This Government Order is available on Government of Maharashtra's website www.maharashtra.gov.in with Reference No. 202306201714091519. This order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

GANESH TUKARAM JADHAO

Digitally signed by GANESH TUKARAM JADHAO
DN: c=IN, o=GOVERNMENT OF MAHARASHTRA, ou=REVENUE AND FOREST DEPARTMENT, postalCode=400032, st=Maharashtra, 2.5.4.20=0078f58512d3ac01315bbbfa4b473ed7729dd2d31644106e2966ab9ee6e92d7d, pseudonym=9511E397949CD516110AD2C5719C064356E8E6EF, serialNumber=6FEEDE606678D569A76B842319BD1C2969AA85BBA5CDCCEE147249F17965E8BB, cn=GANESH TUKARAM JADHAO
Date: 2023.06.20 17:15:23 +05'30'

(Ganesh Jadhao)

Under Secretary to the Government of Maharashtra

Copy:

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi.
2. Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur.
3. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
4. Principal Chief Conservator of Forests & CEO, Maha-CAMPA, Nagpur.
5. Addl. Principal Chief Conservator of Forests & Nodal Officer, Nagpur.
6. Additional Principal Chief Conservator of Forests (Conservation), Nagpur.
7. Collector, Thane.
8. Chief Executive Officer, Zilha Parishad, Thane.
9. Conservator of Forests (T), Thane
10. Deputy Conservator of Forests, Thane
11. Executive Engineer, Small Scale Irrigation (W.C.) Division Kalwa, Thane.
12. Select File F-10.

I. Collector- Thane and Chief Executive Officer, Zilha Parishad, Thane are hereby directed to forward the copy of this order to concerned Heads of Local Bodies, Panchayats, Municipal Bodies in addition to the relevant offices of the Government and they shall also ensure the display of this order on their notice board as well as on the notice board of local self-government bodies for the information of general public.

II. Executive Engineer, Small Scale Irrigation (W.C.) Division Kalwa, Thane is hereby directed to publish the entire order of forest clearances granted in verbatim along with the details of Survey No., Gut No., area and legal status of each Survey, Gut No. etc. and along with the conditions and safe guards imposed by the Central Government while granting forest clearances in two widely circulated daily newspapers, one in vernacular language and other in English language. Copy of the Newspapers be submitted to Conservator of Forests (T), Thane, Deputy Conservator of Forests, Thane.

III. Heads of Local Bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government are hereby directed to display the same on their notice board for 30 days from the date of receipt for the information of general public.